



**Agenda Item Number: 2005-3-4G**

## **BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS**

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**Meeting Date:** March 29, 2005

**Department:** Infrastructure/Planning/Geo Resources **Staff Contact:** Tim West, Deputy County Manager for PW  
Steve Miller, Department Director  
Ray Orona, Right of Way Manager

**TITLE:** Partial Right of Way Vacation at the Intersection of El Pueblo Road NE and BNSF Railroad Right of Way

**ACTION:** Motion to approve:

1. Vacation of a portion of right of way at the Intersection of El Pueblo Road NE and BNSF Railroad right of way.
2. A Quitclaim Deed to Grant the vacated right of way to the Mid-Region Council of Governments for the El Pueblo Commuter Rail Station Park and Ride.

### **SUMMARY:**

These actions will vacate 13,441 square feet of excess rights of way from the north side of El Pueblo Road NE and will convey it to the Mid-Region Council of Governments (MRCOG) for the purpose of a Park and Ride facility for the commuter rail program. The remaining rights of way width of El Pueblo at this location will be approximately 60' and will provide for the future expansion of El Pueblo Road to four lanes if needed. The Public Works Division has determined that traffic patterns and safety are not adversely affected by this vacation and that sufficient buffer remains to preserve traffic safety and provide for required support and a maintenance area.

This vacation will provide the necessary real estate to construct and operate a Park and Ride facility for the Commuter Rail Program. This facility will be in the best interest of the citizens of Bernalillo County for regional transportation. The rights of way shall be conveyed solely for the purposes stated and shall revert automatically to the County in the event the proposed project is abandoned or the intended use ceases.

### **ATTACHMENTS:**

1. Zone Atlas Page
2. Quitclaim Deed with Description and Exhibit

### **FISCAL IMPACT**

This action will not have an impact on the County's operating funds.

# **STAFF ANALYSIS SUMMARY**

## **COUNTY MANAGER**

If approved, the County's granting of this property to MRCOG will provide a location for the North Valley Light Rail Station Park and Ride lot. The property reverts to the County in the event that this intended use does not occur. I recommend Board approval. TL 3/18/05

## **DEPUTY COUNTY MANAGER FOR PUBLIC WORKS**

MRCOG representatives requested the transfer of rights of way to provide space by which parking could be accommodated at the station by citizens utilizing light rail services. The transfer, if approved, will revert to the County in the event a change for any other purpose is made for its use. I recommend approval. TW 03-08-05

## **LEGAL**

Vacation of governmental entity. Approved as to form only. Deborah S. Seligman 03/08/05

## **FINANCE**

<b>Budget</b>	There is no fiscal impact with this action. Priscilla L. Gutierrez, Budget Analyst Sr. 03/01/05
<b>Purchasing</b>	No comment required. R. Suazo, Purchasing Administrator 03/02/05
<b>Contracts</b>	Contract Control Number 2005-0090 has been issued for the Quitclaim Deed to Grant the Vacated Right of Way to the Mid-Region Council of Governments for El Pueblo Commuter Rail Station Park and Ride. R. Suazo, Purchasing Administrator 03/02/05
<b>Risk Management</b>	No comment required. David A. Baca, Risk Management 03/01/05